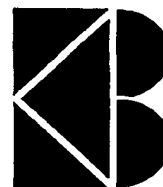


KAGAN BINDER, PLLC  
Suite 200 Maple Island Building  
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Phone: 651-351-2900  
Facsimile: 651-351-2954



Mark W. Binder  
mbinder@kaganbinder.com

May 5, 2005

Mail Stop 16  
Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Re: REQUEST FOR CREDIT TO DEPOSIT ACCOUNT NO. 50-1775  
CUSTOMER NO. 33072**

Dear Sir/Madam:

On March 24, 2005 our Deposit Account No. 50-1775 was incorrectly charged the following fees for a case not belonging to our firm (copy of Deposit Account Statement enclosed):

Serial No. 10/630,389 – Attorney Docket MBT-121-A -- \$60.00 – Fee Code 2251  
Serial No. 10/630,389 – Attorney Docket MBT-121-A -- \$25.00 – Fee Code 2202

The above-identified U. S. Patent Application No. 10/630,389 does not now and never has belonged to our firm (Customer 33072). As you will see from the attached "Utility Patent Application Transmittal" (obtained from PAIR), this application is handled and prosecuted by the following firm:

Thomas N. Young  
Young & Basile P.C.  
3001 West Big Beaver Road, Suite 624  
Troy, MI 48084

Adjustment Date: 06/15/2005 SDIRETA1  
03/24/2005 LTYSON1 00000015 501775 10630389  
01 FC:2251 60.00 CR  
02 FC:2202 25.00 CR

May 5, 2005  
Page Two

Since neither Thomas N. Young nor the Young & Basile P.C. firm are authorized users of our Deposit Account No. 50-1775, and U.S. Patent Application Serial No. 10/630,389 should not appear on PAIR as belonging to the Kagan Binder law firm, we hereby request the amount of \$85.00 be credited back to our deposit account No. 50-1775.

Very truly yours,



Mark W. Binder

Registration No. 32,642

MWB/jml  
Enclosures



**United States  
Patent and  
Trademark Office**



**Deposit Account Statement**

Requested Statement Month: March 2005  
 Deposit Account Number: 501775  
 Name: KAGAN BINDER, LLC  
 Attention: DAVID KAGAN  
 Address: 221 MAIN STREET, N  
 City: STILLWATER  
 State: MN  
 Zip: 55082  
 Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
03/02	222	10881011	SAM0044/US	8007	\$80.00	\$2,664.00
03/02	223	10881011	SAM0044/US	8013	\$100.00	\$2,564.00
03/02	224	10881023	SAM0045/US	8007	\$80.00	\$2,484.00
03/02	225	10881023	SAM0045/US	8013	\$100.00	\$2,384.00
03/03	2	10001497	PIL0123/US	1251	\$120.00	\$2,264.00
03/07	195	PCT/US05/06039	AMS0059WO	1601	\$300.00	\$1,964.00
03/07	196	PCT/US05/06039	AMS0059WO	1704	\$1,920.00	\$44.00
03/07	197	PCT/US05/06039	AMS0059WO	8007	\$20.00	\$24.00
03/07	198	PCT/US05/06039	AMS0059WO	1703	\$24.00	\$0.00
03/10	50	E-REPLENISHMENT		9203	-\$3,500.00	\$3,500.00
03/10	57	E-REPLENISHMENT		9203	-\$1,500.00	\$5,000.00
03/11	5	10490333		2613	\$460.00	\$4,540.00
03/15	45	10884688	SAM0024/US	1806	-\$180.00	\$4,720.00
03/16	4	10884702	SAM0028/US	1806	-\$180.00	\$4,900.00
03/16	24	10884687	SAM0010/US	1806	-\$180.00	\$5,080.00
03/21	22	PCT/US03/40052		9204	-\$5.00	\$5,085.00
03/22	42	11064791	DLV0005/US	2081	\$125.00	\$4,960.00
03/23	48	E-REPLENISHMENT		9203	-\$3,000.00	\$7,960.00
03/24	18	10630389	MBT-121-A	2251	\$60.00	\$7,900.00
03/24	19	10630389	MBT-121-A	2202	\$25.00	\$7,875.00
03/25	280	10841876	SAM0039/US	8007	\$40.00	\$7,835.00
03/25	339	10841754	SAM0033/US	8007	\$40.00	\$7,795.00
03/25	345	10841753	SAM0032/US	8007	\$40.00	\$7,755.00
03/25	353	10841040	SAM0031/US	8007	\$40.00	\$7,715.00

START  
BALANCE

SUM OF  
CHARGES

SUM OF  
REPLENISH BALANCE

\$2,744.00	\$3,574.00	\$8,545.00	\$7,715.00
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5750 U.S. PTO  
07/30/03

PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. MBT-121-A  
First Inventor Joseph Palumbo  
Title METAL STUD WALL PACKAGING SYSTEM  
Express Mail Label No. EV327020639US

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 15]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the invention
  - Brief Summary of the invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 4]
5. Oath or Declaration [Total Pages 4]
  - a. ☒ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. Associate Power of Attorney, \$375 check...
17. ☒ Other: .....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No. \_\_\_\_\_

Prior application information:

Examiner: \_\_\_\_\_

Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

or ☒ Correspondence address below

Name Thomas N. Young  
Address YOUNG & BASILE P.C.  
3001 West Big Beaver Road, Suite 624  
City Troy State MI Zip Code 48084  
Country U.S.A. Telephone 248-649-3333 Fax 248-649-3338

Name (Print/Type) Thomas N. Young Registration No. (Attorney/Agent) 20,985  
Signature \_\_\_\_\_ Date 7-30-03

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.